

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 05 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 02 1998 under 64018

The applicant **Jack P. Lossing and Patricia S. Lossing** hereby make application for permission to change the **point of diversion and place of use** of water heretofore appropriated under Permit #64019

1. The source of water is **underground**
2. The amount of water to be changed **0.692 c.f.s., 4 acre-feet/acre**
3. The water to be used for **irrigation**
4. The water heretofore permitted for **irrigation**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, T.26N., R.43E., M.D.M., from which the which the SE corner of said section 21 bears S. 88°46'50" E., 4,860.47 feet distant.**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, T.26N., R.43E., M.D.M. from which the SE corner of section 21 in said township, bears S. 89°04'03" E., 5,782.45 feet distant.**
7. Proposed place of use **T.26N., R.43E., M.D.M. Sec. 20: NW $\frac{1}{4}$ SE $\frac{1}{4}$ (30.84 ac.); NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40.0 ac); SE $\frac{1}{4}$ SE $\frac{1}{4}$ (38.5 ac); and SW $\frac{1}{4}$ SE $\frac{1}{4}$ (31.08 ac). Sec. 21: NW $\frac{1}{4}$ SW $\frac{1}{4}$ (39.0 ac); NE $\frac{1}{4}$ SW $\frac{1}{4}$ (30.25 ac); SE $\frac{1}{4}$ SW $\frac{1}{4}$ (30.13 ac); and SW $\frac{1}{4}$ SW $\frac{1}{4}$ (38.3 ac).**
8. Existing place of use **T.26N., R.43E., M.D.M. Sec. 20: NW $\frac{1}{4}$ SE $\frac{1}{4}$ (30.84 ac.); NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40.0 ac); SE $\frac{1}{4}$ SE $\frac{1}{4}$ (38.5 ac); and SW $\frac{1}{4}$ SE $\frac{1}{4}$ (31.08 ac). Sec. 21: NW $\frac{1}{4}$ SW $\frac{1}{4}$ (39.0 ac); NE $\frac{1}{4}$ SE $\frac{1}{4}$ (30.25 ac); SE $\frac{1}{4}$ SE $\frac{1}{4}$ (30.13 ac); and SW $\frac{1}{4}$ SE $\frac{1}{4}$ (38.3 ac).**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works
12. Estimated cost of works **\$5,000.00 (existing works)**
13. Estimated time required to construct works **two years**
14. Estimated time required to complete the application of water to beneficial use **four years**
15. Remarks: **Application is submitted to correct existing place of use as described in permit #64019, (map is correct). and to return point of diversion to the same well as was operated**

under permits 29553 and 29554. Please refer to map filed under application #64018 to support this application.

s/William A. Nisbet
By William A. Nisbet, Agent
421 Court Street
Elko, NV 89801

Compared cmf/sam ag/sam_____

Protested_____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 64019 is issued subject to the terms and conditions imposed in said Permit 64019 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 64018 and 71161 shall not exceed 1112.4 acre-feet annually and is limited to the irrigation of 278.1 acres.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.692 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 13, 2005

Proof of completion of work shall be filed on or before:

November 13 2005

Water must be placed to beneficial use on or before:

October 13, 2007

Proof of the application of water to beneficial use shall be filed on or before:

November 13, 2007

Map in support of proof of beneficial use shall be filed on or before:

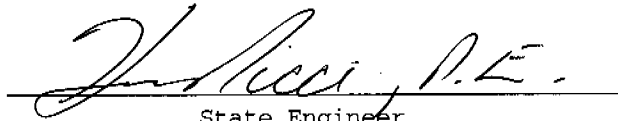
November 13, 2007

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 13th day of October, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____